IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1398 OF 2007

Nandkishor Ramdin Barwar ..Applicant

Vs.

State of Maharashtra ..Respondents

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Ms.Rajeshri N.Pujari advocate for applicant
Mr.Rajesh More A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : MAY 03, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking bail in C.R.No. 280 of 2006 of Khar Police Station. The said case is mainly under Sections 392 and 397 of IPC.

3. It is the case of the prosecution that the applicant along with other accused committed robbery and caused death of wife of the complainant by pressing her neck.

4. There is recovery of one bangle at the instance

of the applicant. The said bangle has been identified by the complainant as belonging to his wife.

5. The learned advocate for the applicant states that the investigation is over, the charge sheet has been filed and the applicant is in custody since about 8 months. She has further stated that there is no eye witness to the said incident. I have already observed that there is recovery of bangle belonging to the wife of the complainant at the instance of the applicant. In the present case, charge has been framed and witness summons have been issued to the witnesses. In this view of the matter, I am not inclined to grant bail at this stage. However, trial is expedited. In case trial is not completed by 30.6.2007, liberty to prefer a fresh application for bail is granted.

6. Application is disposed of.

[Smt.V.K.Tahilramani, J.]